

MONTANA LEGISLATIVE HISTORY

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Chapter 134 19 93

Bill H _____ S 207

Original bill & history ✓ c

H. Committee on Labor & Employment Relations S. Committee on Labor & Employment Relations

Hearing Date(s) Mar 04 ✓ c

Hearing Date(s) Feb 02 ✓ c

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Date Out Mar 05 ✓ c

Feb 03 ✓ c

Did this bill originate in an interim committee? _____ Yes _____ No

Committee _____

Report _____

SB 205 INTRODUCED BY FRITZ, ET AL.

REQUIRE CERTAIN CAMPAIGN AND EXPENDITURE REPORTS BE
COMPUTERIZED

1/19 INTRODUCED
1/19 REFERRED TO STATE ADMINISTRATION
1/19 FIRST READING
1/21 FISCAL NOTE RECEIVED
2/02 HEARING
2/02 FISCAL NOTE REQUESTED
2/08 COMMITTEE REPORT—BILL PASSED AS AMENDED
2/09 TAKEN FROM 2ND READING AND REREFERRED TO RULES
2/18 TABLED IN COMMITTEE
3/08 FISCAL NOTE PRINTED

SB 206 INTRODUCED BY BRUSKI-MAUS, ET AL.

CLARIFY THAT CERTAIN NATURAL GAS PRODUCTION IS EXEMPT FROM
7% SURTAX

1/19 INTRODUCED
1/19 REFERRED TO TAXATION
1/19 FIRST READING
1/19 FISCAL NOTE REQUESTED
1/19 FISCAL NOTE RECEIVED
1/22 FISCAL NOTE PRINTED
1/28 HEARING
1/28 COMMITTEE REPORT—BILL PASSED
1/29 2ND READING PASSED 47 0
1/30 3RD READING PASSED 42 0

TRANSMITTED TO HOUSE
2/01 FIRST READING
2/01 REFERRED TO TAXATION
2/11 HEARING
3/06 COMMITTEE REPORT—BILL CONCURRED
3/13 2ND READING CONCURRED 68 29
3/13 TAKEN FROM ENGROSSING AND
REREFERRED TO APPROPRIATIONS
3/19 COMMITTEE REPORT—BILL CONCURRED
3/30 2ND READING CONCURRED 75 22
4/01 3RD READING CONCURRED 66 32

RETURNED TO SENATE
4/07 SIGNED BY PRESIDENT
4/07 SIGNED BY SPEAKER
4/13 TRANSMITTED TO GOVERNOR
4/15 SIGNED BY GOVERNOR
CHAPTER NUMBER 368
EFFECTIVE DATE: 04/15/93

SB 207 INTRODUCED BY WILSON

REVISE THE MONTANA WAGE PROTECTION LAWS
BY REQUEST OF DEPARTMENT OF LABOR AND INDUSTRY

1/19 INTRODUCED
1/19 REFERRED TO LABOR & EMPLOYMENT RELATIONS
1/19 FIRST READING
2/02 HEARING
2/03 COMMITTEE REPORT—BILL PASSED AS AMENDED
2/04 2ND READING PASSED 44 0
2/05 3RD READING PASSED 50 0

TRANSMITTED TO HOUSE			
2/06	REFERRED TO LABOR & EMPLOYMENT RELATIONS		
2/06	FIRST READING		
3/04	HEARING		
3/06	COMMITTEE REPORT—BILL CONCURRED		
3/09	2ND READING CONCURRED	89	9
3/11	3RD READING CONCURRED	92	5
RETURNED TO SENATE			
3/16	SIGNED BY PRESIDENT		
3/16	SIGNED BY SPEAKER		
3/17	TRANSMITTED TO GOVERNOR		
3/19	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 134		
	EFFECTIVE DATE: 10/01/93		

SB 208 INTRODUCED BY BIANCHI, ET AL.
 ALLOW SCHOOL DISTRICT FULL PAYMENT FOR UNANTICIPATED
 ENROLLMENT INCREASE

1/19	INTRODUCED		
1/19	REFERRED TO EDUCATION & CULTURAL RESOURCES		
1/19	FIRST READING		
1/22	HEARING		
1/23	FISCAL NOTE REQUESTED		
1/30	FISCAL NOTE RECEIVED		
2/01	FISCAL NOTE PRINTED		
2/15	COMMITTEE REPORT—BILL NOT PASSED AS AMENDED		
2/15	ADVERSE COMMITTEE REPORT ADOPTED	39	9

SB 209 INTRODUCED BY CRIPPEN
 REVISE OPTOMETRIST LICENSURE, TESTING, CONTINUING EDUCATION,
 BOARD MEETINGS
 BY REQUEST OF DEPARTMENT OF COMMERCE

1/19	INTRODUCED		
1/19	REFERRED TO PUBLIC HEALTH, WELFARE & SAFETY		
1/19	FIRST READING		
1/25	HEARING		
1/26	COMMITTEE REPORT—BILL PASSED		
1/27	2ND READING PASSED	47	0
1/28	3RD READING PASSED	45	0
TRANSMITTED TO HOUSE			
1/29	FIRST READING		
1/30	REFERRED TO HUMAN SERVICES & AGING		
2/05	HEARING		
2/11	COMMITTEE REPORT—BILL CONCURRED AS AMENDED		
3/02	2ND READING CONCURRED	96	0
3/05	3RD READING CONCURRED	100	0
RETURNED TO SENATE WITH AMENDMENTS			
3/10	2ND READING AMENDMENTS CONCURRED	46	0
3/11	3RD READING AMENDMENTS CONCURRED	48	0
3/13	SIGNED BY PRESIDENT		
3/15	SIGNED BY SPEAKER		
3/16	TRANSMITTED TO GOVERNOR		
3/18	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 121		
	EFFECTIVE DATE: 03/18/93—SECTIONS 4, 6 & 11		
	EFFECTIVE DATE: 10/01/93—SECTIONS 1-3, 5 & 7-10		

SENATE BILL NO. 207

INTRODUCED BY WILSON
BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

IN THE SENATE

JANUARY 19, 1993

INTRODUCED AND REFERRED TO COMMITTEE
ON LABOR & EMPLOYMENT RELATIONS.

FIRST READING.

FEBRUARY 3, 1993

COMMITTEE RECOMMEND BILL
DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 4, 1993

PRINTING REPORT.

SECOND READING, DO PASS.

FEBRUARY 5, 1993

ENGROSSING REPORT.

THIRD READING, PASSED.
AYES, 50; NOES, 0.

TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 6, 1993

INTRODUCED AND REFERRED TO COMMITTEE
ON LABOR & EMPLOYMENT RELATIONS.

FIRST READING.

MARCH 6, 1993

COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

MARCH 9, 1993

SECOND READING, CONCURRED IN.

MARCH 11, 1993

THIRD READING, CONCURRED IN.
AYES, 92; NOES, 5.

MARCH 12, 1993

RETURNED TO SENATE.

IN THE SENATE

MARCH 13, 1993

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

~~Senate~~ BILL NO. 207

INTRODUCED BY Wilson

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE MONTANA WAGE PROTECTION LAWS; PROVIDING FOR PAYMENT OF WAGES BY ELECTRONIC FUNDS TRANSFER OR SIMILAR MEANS OF DIRECT DEPOSIT; ELIMINATING THE REQUIREMENT THAT AN EMPLOYER PAY INTEREST ON UNPAID WAGES DUE AN EMPLOYEE; REVISING THE HEARING PROCESS FOR A WAGE CLAIM; AND AMENDING SECTIONS 39-3-204, 39-3-206, 39-3-208, AND 39-3-216, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 39-3-204, MCA, is amended to read:

"39-3-204. **Payment of wages generally.** (1) Every Except as provided in subsection (4), every employer of labor in the state of Montana shall pay to each employee the wages earned by such the employee in lawful money of the United States or checks on banks convertible into cash on demand at the full face value thereof of the checks, and no person for whom labor has been performed may withhold from any employee any wages earned or unpaid for a longer period than 10 business days after the same wages are due and payable. However, reasonable deductions may be made for board, room, and other incidentals supplied by the employer, whenever

such the deductions are a part of the conditions of employment, or other deductions provided for by law.

(2) If at such the time of payment of wages any employee is absent from the regular place of labor, he the employee is entitled to such payment at any time thereafter.

(3) Provisions of this section do not apply to any professional, supervisory, or technical employee who by custom receives his wages earned at least once monthly.

(4) Wages may be paid to the employee by electronic funds transfer or similar means of direct deposit if the employee has consented in writing to be paid in this manner. However, an employee may not be required to use electronic funds transfer or similar means of direct deposit as a method for payment of wages."

Section 2. Section 39-3-206, MCA, is amended to read:

"39-3-206. **Penalty for failure to pay wages at times specified in law.** (1) An employer, ~~as defined in this part,~~ who fails to pay ~~any of his employees~~ an employee as provided in this part or who violates any other provision of this part is guilty of a misdemeanor. A penalty must also be assessed against and paid by the employer to the employee in an amount not to exceed 100% of the wages due and unpaid.

~~(2) The employer shall also pay the employee annualized interest on the unpaid wages from the date the wages were due. The interest must be calculated by the department and~~

1 compounded-annually,-but-the-annualized-rate-may-not-be-less
2 than-2-percentage-points-a-year--above--the--prime--rate--of
3 major-New-York-banks-on-the-date-of-settlement-

4 {3}(2) Nothing in this section may be construed to
5 relieve an employer from the requirement to pay an employee
6 the full amount of wages due,-including-interest, if the
7 employer is found in violation of this part."

8 **Section 3.** Section 39-3-208, MCA, is amended to read:

9 "39-3-208. Contracts in violation of part void. Any
10 contract or agreement made between any-person,-partnership,
11 or-corporation-and--any--party--in--his--or--its--employ an
12 employer and an employee the provisions of which violate,
13 evade, or circumvent this part is unlawful and void, but the
14 employee may sue to recover his the wages earned, together
15 with the penalty and--interest specified in 39-3-206 or
16 separately to recover the penalty and-interest if the wages
17 have been paid."

18 **Section 4.** Section 39-3-216, MCA, is amended to read:

19 "39-3-216. Hearing. (1) If the department determines
20 that a wage claim exists and the employer does not appeal
21 the determination, the department may enter a default order
22 against the employer for the amount of wages due and owing.
23 The department may enforce the default order pursuant to
24 39-3-212.

25 (2) When the department determines that a wage claim

1 exists and-if-it-fails-to-settle-the-claim-with-the-parties;
2 it--shall-cause-the-matter-to-be-brought-to-a-hearing-before
3 a-department-hearings-officer:--The, the department shall
4 mail notice of the determination to the parties at the
5 last-known address of each party. If a party appeals the
6 department's determination within 15 days after the notice
7 of the determination is mailed by the department, a hearing
8 must be conducted according to contested case procedures
9 under Title 2, chapter 4, part 6, except that service need
10 not be made as prescribed for civil actions in the district
11 court and the hearings officer is not bound by statutory or
12 common-law rules of evidence.

13 (3) The decision of the hearings officer is final
14 unless further review is initiated pursuant to 39-3-217
15 within 15 days after the decision is mailed to each party's
16 last-known address. The period may be extended by the board
17 for good cause."

-End-

MINUTES

MONTANA SENATE 53rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON LABOR & EMPLOYMENT RELATIONS

Call to Order: By Chair Tom Towe, on February 2, 1993, at 1:03 P.M.

ROLL CALL

Members Present:

Sen. Tom Towe, Chair (D)
Sen. Bill Wilson, Vice Chair (D)
Sen. Gary Aklestad (R)
Sen. Chet Blaylock (D)
Sen. Jim Burnett (R)
Sen. Tom Keating (R)
Sen. J.D. Lynch (D)

Members Excused: None

Members Absent: Sen. Aklestad

Staff Present: Eddye McClure, Legislative Council
Patricia Brooke, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: SB 207
Executive Action: SB 62, SB 184, SB 207

HEARING ON SB 207

Opening Statement by Sponsor:

Sen. Wilson, SD 19, opened the hearing by explaining why the Department of Labor would like to see SB 207 implemented. Sen. Wilson stated SB 207 makes amendments to the code that will result in faster and simpler ways for employers to pay employees. Sen. Wilson stated there are three changes to the Wage Payment Act administered by the Department of Labor. It amends 39-3204 MCA to allow employers to direct deposit wages so long as the employee agrees to that method of payment. It repeals portions of the Wage Payment Act which require interest to be collected on unpaid wages due an employee. SB 270 also will eliminate the need for sheriffs to serve notice of hearings.

Proponents' Testimony:

Chuck Hunter, Department of Labor, stated SB 207 makes minor housekeeping changes, which most businesses already use. Mr.

Hunter repeated the three changes SB 207 makes in the code. Mr. Hunter also stated SB 207 changes the process of serving notices of hearings that will make it standard to use regular mail service, rather than having notices served by sheriffs. He said this can save 30 days on the hearing process.

Darrell Holzer, AFL-CIO, informed the Committee SB 207 is much needed legislation and he supports any way to expedite the process of employees getting wage in a timely and efficient manner. Mr. Holzer suggested amendments be made to SB 207(Exhibit #1, parts 2 and 3).

Gene Fenderson, Laborers' Union, stated he supports SB 270 with the amendments proposed by Mr. Holzer. Mr. Fenderson has some reservations about sign-up programs offered by employers. He senses there are times when the employers apply pressure on the employee to sign various forms.

Charles Brooks, Montana Retail Association, stated he supports inserting the electronic transfer of payroll checks into the code because it is a timely way to get payments to employees. Mr. Brooks stated he had no problem with the proposed amendments.

Barbara Rant, US West, informed the Committee US West has been using netpay deposits for 6 years and it is nice to know the change will happen and make it legal for them to make the deposits. US West has not kept written records of employees' permission to electronically transfer wages and she hopes it will not be necessary to do so. Ms. Ramp asked the Committee to consider allowing employees to use electronic mail to request changes be made in their netpay deposits.

Opponents' Testimony:

None

Questions From Committee Members and Responses:

Sen. Blaylock asked Chuck Hunter if the amendments are acceptable to the Department of Labor. Mr. Hunter said the amendment suggestion that requires the Department using certified mail would cost about \$7,500 per year. Mr. Hunter stated otherwise the amendments are fine.

Sen. Towe asked Mr. Hunter if the Department of Labor normally assesses 100% penalties so that if it was increased to 110% it would have very little affect. Mr. Hunter replied that is correct and the Department of Labor has the ability to assess a fine of up to 110% and each case is assessed a very low penalty or a very high penalty. Sen. Towe asked Mr. Hunter if the compensation for interest lost is used to determine the amount of the penalty. Mr. Hunter replied no.

Sen. Towe asked Mr. Holzer, now that he knows the 100% penalty is normally imposed on a routine basis, does it satisfy his

original concern. Mr. Holzer replied the AFL-CIO does not have a problem with it now. Sen. Towe stated the Department of Labor can look at the loss of interest when assessing the penalty and asked Mr. Hunter if there was any reason that could not happen. Mr. Hunter said the Department certainly could do that.

Sen. Blaylock asked Ms. Rant if she wanted the Committee to amend the bill, so that the employer can receive electronic mail requests from the employee about the wage payment. Ms. Ramp replied yes, US West would like the change. Sen. Towe asked if a permanent record of the electronic consent could be kept. Ms. Rant responded affirmatively.

Sen. Towe asked Mr. Fenderson if he had a problem with Ms. Ramp's suggestion. Mr. Fenderson responded his only concern is when there is pressure put on the employee, whether or not the employee has a personal checking account. Mr. Fenderson stated there are many employees who do not have checking accounts and may be discriminated against because of that.

Sen. Towe asked Mr. Hunter what happens if a hearing notice does not get to the person via regular mail. Mr. Hunter replied once it is established the person did not get the notice the hearing will be rescheduled.

Sen. Towe asked Mr. Holzer if the Department of Labor can prove the notice was sent would it be okay to not require certified mail. Mr. Holzer said that was fine as long as it is incumbent upon the Department to prove the notice was sent.

Mr. Fenderson suggested the Department of Labor needs to internally certify the notice was sent. Mr. Hunter stated there was no problem with that.

Closing by Sponsor:

Sen. Wilson stated he closed.

EXECUTIVE ACTION ON SB 207

Discussion: Eddy McClure read the amendment proposed by Sen. Towe(Exhibit #1, part 5)

Motion/Vote: Sen. Blaylock moved to AMEND SB 207(Exhibit 1, part 2). The motion to amend SB 207 CARRIED UNANIMOUSLY.

Motion/Vote: Sen. Blaylock moved to AMEND SB 207(Exhibit 1, part 3). The motion to amend SB 207 CARRIED UNANIMOUSLY.

Motion/Vote: Sen. Blaylock moved to AMEND SB 207(Exhibit 1, part 4). The motion to amend SB 207 CARRIED UNANIMOUSLY.

Motion/Vote: Sen. Lynch moved to AMEND SB 207(Exhibit #1, part

- 1). The motion to amend SB 207 CARRIED UNANIMOUSLY.

Motion/Vote: Sen. Lynch moved SB 207 DO PASS AS AMENDED. The motion CARRIED UNANIMOUSLY.

EXECUTIVE ACTION ON SB 62

Discussion: Lloyd "Sonny" Lockrem, Montana Contractors Association, stated there was a meeting amongst parties about amendments to SB 62, but no agreements. The Association does support certified payroll and a compromise bill was drafted that incorporates some of SB 62 and many other things. The Department of Labor had a reluctance on the enforcement of certified payroll and much of it was put onto local government. Since the certified payroll issue is controversial, and the linkage between certified payroll and SB 62 is virtually nonexistent it is Mr. Lockrem's position that SB 62 be a single piece of legislation.

Gene Fenderson, AFL-CIO, reported to the Committee there is a bill request in, that is not out, but it touches a number of items and believes the new draft covers SB 62. Mr. Fenderson asked the Committee to table SB 62.

Carl Schwitzer, Montana Contractors Association(MCA), stated MCA would like SB 62 addressed and the certified payroll is a separate issue and encouraged the Committee to look at two separate bills.

Sen. Towe asked Mr. Fenderson if there was a problem with running two separate bills. Mr. Fenderson replied it is a problem because SB 62 has very strong language in it, and because the base of the prevailing wage law cannot be broken.

Lloyd "Sonny" Lockrem, Montana Contractors Association, stated the Association thought breaking the prevailing wage law was a compromise but if it is a big problem it can be changed in the bill(Subsection 3, page 2, line 12-14).

Sen. Towe stated it makes sense for the Committee to wait and not take final action on SB 62. Sen. Blaylock agreed and asked Mr. Fenderson why certified payroll cannot be incorporated into this bill. Mr. Fenderson replied it would be missing the penalties the AFL-CIO feels are necessary in order to enforce this.

Motion/Vote: Sen. Lynch moved to PASS CONSIDERATION ON SB 62. The motion CARRIED UNANIMOUSLY.

EXECUTIVE ACTION ON SB 184

Discussion: Mr. Bob Jenson, Department of Labor, addressed an amendment to SB 184(Exhibit #2, part 2). Mr. Jenson informed the

ROLL CALL

SENATE COMMITTEE LABOR

DATE 2/2/93

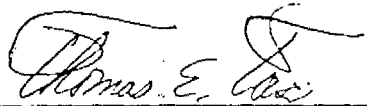
[illegible]

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
February 3, 1993

MR. PRESIDENT:

We, your committee on Labor and Employment Relations having had under consideration Senate Bill No. 207 (first reading copy -- white), respectfully report that Senate Bill No. 207 be amended as follows and as so amended do pass.

Signed: 
Senator Thomas E. "Tom" Towe, Chair

That such amendments read:

1. Page 2, line 11.

Following: "writing"

Insert: "or electronically, if a record is retained,"

2. Page 2, line 22.

Following: "exceed"

Strike: "100%"

Insert: "110%"

3. Page 4, line 4.

Following: "mail"

Strike: "notice of"

4. Page 4, lines 6 and 7.

Following: "after" on line 6

Strike: "the notice of"

5. Page 4, line 12.

Following: "evidence."

Insert: "The department shall by rule provide relief for a person who does not receive the determination by mail."

-END-

 Amd. Coord.
Sec. of Senate

271359SC.San

Amendments to Senate Bill No. 207
First Reading Copy

For the Senate Labor Committee

Prepared by Eddye McClure
February 2, 1993

SENATE LABOR & EMPLOYMENT

EXHIBIT NO. #1

DATE 2/2/93

BILL NO. SB ~~207~~ 207

1. Page 2, line 11.
Following: "writing"
Insert: "or electronically, if a record is retained,"
2. Page 2, line 22.
Following: "exceed"
Strike: "100%"
Insert: "110%"
3. Page 4, line 4.
Following: "mail"
Strike: "notice of"
4. Page 4, lines 6 and 7.
Following: "after" on line 6
Strike: "the notice of"
5. Page 4, line 12.
Following: "evidence."
Insert: "The department shall by rule provide relief for a person
who does not receive the determination by mail."

SEN. SWYSGOOD closed on SB 256.

HEARING ON SB 207

Opening Statement by Sponsor:

SEN. BILL WILSON, Senate District 19, Cascade, sponsor, opened on SB 207 by stating that this bill requires the Department of Labor to revise the Montana wage protection laws. He referred to page 2, line 23. This line changes the ceiling from 100 percent to 110 percent. This ceiling allows the Department of Labor to use their own discretion; furthermore, this would eliminate the decision by the sheriff department. This bill will provide a faster, simpler way for employers to pay their employees.

Proponents' Testimony:

John Andrew, Department of Labor, testified that in the past, employees and employers both brought problems to the department. This bill will allow service by mail which will expedite the claims method.

Darrell Holzer, Montana State AFL-CIO, testified that this bill is a positive step because it will allow the employees to get their money sooner. Mr. Holzer stated that his organization would like to be on record in support of SB 207.

Opponents' Testimony: None

Questions From Committee Members and Responses:

REP. PAVLOVICH asked Mr. Andrews if the state of Washington has the same provision as this bill would provide for Montana?

Mr. Andrews replied that he believes they do.

REP. DRISCOLL asked Mr. Andrew to refer to section 2. He asked why there is no interest in amending five percent per day like it used to be?

Mr. Andrews replied that the penalty provision was changed. The language has changed the law to 110 percent.

REP. DRISCOLL asked Mr. Andrews which penalties have been collected since last session.

Mr. Andrews stated that the penalty goes to the employee.

REP. COCCHIARELLA asked Mr. Andrew to refer to the amendment on page 4, line 14. His concern is with the language. The language suggests that registered mail should be used. She asked if the sheriff's department was paid when they delivered the letters?

Mr. Andrew replied that the cost of registered mail is expensive.

Furthermore, the amount of mail sent is approximately 3000 which would cause an additional cost of \$7,000.

REP. COCCHIARELLA asked Mr. Andrew if they paid the sheriff department when they delivered the letters?

Mr. Andrew replied that the sheriff's department was not an additional cost, but an additional step. Lewis and Clark County Sheriffs Department stated that the cost is approximately \$29 per delivery.

REP. COCCHIARELLA asked Mr. Andrew in the past, if they absorbed the \$29 cost, but now they can't absorb \$2.35 to send them registered mail?

Mr. Andrew replied that in the past, the sheriff department picked up the cost. Furthermore, the hearing notices that used to be sent out, are now eliminated.

REP. GALVIN asked SEN. WILSON if this bill applies to rail workers.

SEN. WILSON replied no.

Closing by Sponsor:

SEN. WILSON closed on SB 207 by referring to page 2, line 23.

HEARING ON SB 270

Opening Statement by Sponsor:

SEN. THOMAS KEATING, Senate District 44, Yellowstone County, sponsor, opened on SB 270. The purpose of SB 270 is to establish employment security accounts and allow fund transfers. The Department of Labor requested this bill to clean-up the current system.

Proponents' Testimony:

Brian Macula, Department of Labor, testified that his organization would like to be on the record in support of SB 270.

Opponents' Testimony: None

Questions From Committee Members and Responses:

REP. BENEDICT asked SEN. KEATING if the objective of the amendment is to amend something into the UI administration tax?

SEN. KEATING replied that they could try this procedure, but it is not safe. The UI administration tax is used to fund Job Service.

1993. The question was called. The motion to do pass CARRIED unanimously. The question was called on SB 184, the motion to DO BE CONCURRED IN AS AMENDED CARRIED.

EXECUTIVE ACTION ON SB 270

Motion: REP. PAVLOVICH MOVED SB 270 DO CONCUR.

Discussion: None

Motion/Vote: The question was called. A voice vote was taken. The motion to DO CONCUR CARRIED 13 to 3, with REP. MILLS, DRISCOLL AND COCCHIARELLA voting no.

EXECUTIVE ACTION ON SB 207

Motion: REP. COCCHIARELLA MOVED SB 207 DO BE CONCURRED IN.

Discussion: REP. COCCHIARELLA offered an amendment and referred to page 8, line 23.

Chuck Hunter, by the request of the committee, stated that the current language gives the department of labor the ability to range from 0 to 100 percent.

Motion/Vote: The question was called on the Cocchiarella amendment. The motion to DO PASS FAILED. The question was called on SB 207. The motion to DO BE CONCURRED IN CARRIED with REP. WHALEN AND MILLS voting no.

HOUSE OF REPRESENTATIVES

LABOR

COMMITTEE

ROLL CALL

DATE _____

3/4/93

[illegible]

HOUSE STANDING COMMITTEE REPORT

March 5, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Labor report that Senate Bill 207 (third reading copy -- blue) be concurred in.

Signed: 
Tom Nelson, Chair

Carried by: Rep. Mills

HOUSE OF REPRESENTATIVES
VISITOR REGISTER

H-2

COMMITTEE

BILL NO.

SB 207

DATE

3/4/95

SPONSOR(S)

WILSON

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
<i>John Andron</i>	<i>Dept. of Labor</i>	<i>X</i>	
<i>Harrell Holzer</i>	<i>MT. St. AFL-CIO</i>	<i>X</i>	
<i>Wm Egan</i>	<i>MT Conf Elect Wkrs.</i>	<i>X</i>	

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.